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February 24, 2006

**BY E-FILE AND HAND DELIVERY**

The Honorable Gregory M. Sleet  
United States District Court for the District of Delaware  
844 King Street  
Wilmington, DE 19801

Re: National Starch and Chemical Investment Holding Corp.,  
et al. v. Cargill, Inc., et al. C.A. No. 04-1443-GMS

Dear Judge Sleet:

I write on behalf of plaintiffs National Starch and Chemical Investment Holding Corp, Penford Australia Ltd., and Penford Holdings PTY (collectively "Plaintiffs") to set forth the agenda for the discovery teleconference set for February 28, 2005 at 10:00 AM. The disagreement between the parties to be presented to the Court concerns the following issues:

(1) Impact on Discovery of Defendants Motion to Amend the Pleadings, which was filed on February 1, 2006;

(2) Defendants responses to Plaintiffs Interrogatories Nos. 13, 15-21;

(3) Plaintiffs have three other issues, which are described below, which we believe are ripe for presentation. However, defendants' disagree as to whether there has been an adequate meet and confer regarding these issues. We identify these issues only in the event Your Honor is willing to hear them at the teleconference; if not we will endeavor to present them at a future conference.

YOUNG CONAWAY STARGATT & TAYLOR, LLP

The Honorable Gregory M. Sleet

February 24, 2006

Page 2

(a) Potential effect on fact and expert discovery of defendants' recent document production, including production of over 800 pages of documents on February 22, 2006;

(b) The January 6, 2006 date for defendants' to elect whether to rely on advice of counsel in defense of the willful infringement allegation and the January 13, 2006 date by which they must produce their opinions of counsel if they are so relying;

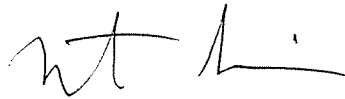
(c) Defendants objections and privilege assertions during depositions;

Defendants' List of Topics:

(1) Plaintiffs' Failure To Produce Teresa Capitani's EPO Declarations And Related Documents Prior To Her Deposition.

(2) Plaintiffs' Failure To Produce Seed Samples Promised During The Prior Teleconference And By Letter Dated January 27, 2006.

Respectfully Submitted,

A handwritten signature in black ink, appearing to read 'Monté T. Squire', with a stylized flourish at the end.

Monté T. Squire (No. 4764)

MTS:aaw

cc: John W. Shaw, Esquire  
Thomas Halkowski, Esquire